



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Babak E. ARFAA

Examiner: Wen Tai Lin

Application Ser. No.: 09/846,206

Group Art Unit: 2154

Filed: 05/02/2001

For: SYSTEM AND METHOD FOR COMMUNICATION BETWEEN  
MOTORISTS IN AUTOMOBILES USING LICENSE PLATE  
INFORMATION

081601/00001

May 7, 2008

**DECLARATION UNDER 37 C.F.R. §1.131**

I, Babak E. Arfaa, do hereby declare and say:

1. My residence address is 2310 Cullum Road, Bel Air, Maryland 21015.
2. I am the sole inventor of the claimed subject matter in the above-identified patent application.
3. I conceived of the invention in Baltimore, Maryland prior to January 2000. A written description of the invention was incorporated into a business plan for highwayLUV, Inc. shown to others prior to January 2000.
4. In 1999, I became concerned that someone had fraudulently taken my business concepts. Accordingly, I drafted the enclosed three (3) documents, labeled as Exhibits A, B, and C, that outline the business plan and disclose the technical features associated with the use of license plate information as an electronic address for email, instant messaging, and other radio or cellular communication. These documents show that I invented the subject matter of the present invention at least as early as June 25, 1999.

5. The original documents, last modified on June 25, 1999, were destroyed in a fire in August 2002; however, the computer disk on which the document was saved was recovered. The directory from the computer disk showing the date that the documents were last modified on June 25, 1999 is enclosed as Exhibit D.
6. From the time of conception, prior to January 2000, until the invention was constructively reduced to practice, I worked diligently to prepare a patent application.
7. The invention was constructively reduced to practice on May 2, 2000 by filing patent application serial number 60/201,316. A second provisional patent application for the invention was filed November 30, 2000 and assigned application serial number 60/253,987. The invention was actually reduced to practice in the fall of 2000. The actual reduction to practice included developing a repository for electronic addresses and creating software to enable the messaging service, as such terms are recited in the claims.
8. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issuing thereon.

Date

May 7/2008

Babak E. Arfaa

## **www.highwayluv.com**

These statements have generally been written to comment on the background of my new web-business: **"www.highwayluv.com"**

### **Background**

- The web-business' name is: "www.highwayluv.com".
- The web-business' name **was supposed to be**: "www.highwaylove.com".
- This latter web-address (and the name I preferred) was registered to someone only two-three weeks before I tried to register it.
- Currently, www.highwaylove.com is still "under construction". As of this date, there is no business operating on/at that web-address; as of this date, there is no rudiment of a business on/at that web-address; as a matter of fact, at this date there is no publicly useable content at all (besides notice of "this site is under construction") posted to that web-address.
- Currently, my web-address of www.highwayluv.com is also only under construction.
- These statements are being time & date documented because I want chronological proof that my business concept / business plan originated prior to www.highwaylove.com's business inception. Hopefully this can show that my business concept / business plan emanated from my own thoughts, and not from anyone else's, and is wholly attributable to me. And, at least that my idea does not stem from their idea.
- I started developing this as a "www." concept in March of 1998. Previously, it was intended to be a 1-(900) phone line: "1-(900) HighwayLove". The advent of the world-wide-web made "1-(900) HighwayLove" much less desirable than the new "www.highwaylove.com".
- These statements are also written because I have good reason to believe that my business concept, business plan, and its initially preferred web-address have been, and will be, unfairly, illegally, unlawfully, and/or unethically exploited to the benefit of others.

**I do solemnly affirm, under the penalties of perjury, that the foregoing written statements were drafted on or before June 25<sup>th</sup>, 1999 ( Twenty-Fifth day of June, Nineteen Hundred and Ninety Nine).**

\_\_\_\_\_  
Babak Ernest Arfaa

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Notary

\_\_\_\_\_  
Witness

## **www.highwayluv.com**

These statements have generally been written to basically explain the initial concepts behind that new web-business.

### **Concepts**

— These statements are being time & date documented because I want chronological proof that my business concept / business plan (www.highwayluv.com) originated prior to www.highwaylove.com's business inception. Hopefully this can show that my business concept / business plan emanated from my own thoughts, and not from anyone else's, and is wholly attributable to me. And, at least that my idea does not stem from their business.

— These statements are also written because I have good reason to believe that my business concept, business plan, and its initially preferred web-address have been, and will be, unfairly, illegally, unlawfully, and/or unethically exploited to the benefit of others.

— www.highwayluv.com is calculated to be the main provider of communications between people in the midst of travel on highways and roads, allowing them to get in touch with one another, whereas now they can only pass one another. It is intended that we become a major provider of communications services between all people, not just those who meet on roads. It is also intended that we become the first, main, portable-internet-portal.

— www.highwayluv.com: The "luv" portion of the name refers to love, as this site will initially be marketed as THE way for mutually attracted people (*Hungry Highway Hearts*) to reconvene so as to continue their wooing, and possibly fall in love. As mentioned before, someone has registered my initially most desired "www.highwaylove.com" name; thus a different word-name ("luv" instead of "love") has become necessary to forward this idea.

— In this capacity, my site improves on two of the most proven-popular internet functions, Chat Rooms and Dating Services, and merges their most desirable features in order to offer a wholly new and better service. By bringing these two popular internet uses together, we bring people together:

- 1) *more people* (some who never "chat" or use a "dating service" because of stigmas, ineffectiveness, and/or safety issues, will use this because those are now removed),
- 2) *more effectively* (pre-screen real-life dating prospectives / feel your chatter by their looks),
- 3) *more frequently* (attractions happen all day long, and many times, on the road), and in what
- 4) *seems to be a safer medium* (see that your chatter is what you envision; know a little about your date: car / license plate / hwl registration).

**I do solemnly affirm, under the penalties of perjury, that the foregoing written statements were drafted on or before June 25<sup>th</sup>, 1999 (Twenty-Fifth day of June, Nineteen Hundred and Ninety Nine).**

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Babak Ernest Arfaa

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Witness

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Notary

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Witness

**Exhibit B**

**www.highwayluv.com**

- www.highwayluv.com: The “luv” portion is spelled as such not only in reference to “love” (as mentioned two points above) but also because of the significance of the “luv” letters to the catch-phrase “**look-up-vehicle**”. This service will have state-license-plate e-mail available, so in a way you are *looking up a vehicle* with our services. AND, since we plan to become the main portable-portal, we will be a *look up vehicle on the internet highway* too.
- www.highwayluv.com: The “highway” portion of the name refers to highways, as in roads and highways because this site will initially be marketed to people who meet while traveling. The “highway” portion of the name also refers to the “internet highway”, because we also intend to become a portal / internet highway “look-up-vehicle”.
- www.highwayluv.com will provide such services as “*LUV-mail*” (reconvene e-mail), “*LUV-message*” (reconvene-voice-messages), “*Instant-mail / message*” (versions of these when cars are side-by-side), and *other radio / cellular communications functions* (cellular phone, internet portal / search functions, cellular internet access . . .).
- www.highwayluv.com will gradually / ultimately be used by all people to communicate with other cars for reasons other than romance (party-goers, travelers from same state / same school, accident witnesses, lost drivers . . .).
- www.highwayluv.com site-members will access our website to use our services, and eventually use our services by other means also. For example, we would like to sell a service offering our own *hand held portable communicator* (PDA; PDA-walkman; walkman with instant mail notification/retrieval system . . .) which mostly are rechargeable (w/lighter plug-in adapter included), another service offering our *car radio-face communicator* (“tuner”, “cd”, & “hwl” portal access settings . . . “hwl” instant mail notification always on). This one will probably first be marketed as “On-Star” is marketed, to the car manufacturers, and then also as an after-market internet stereo system.
- www.highwayluv.com will not charge for basic services, and will incrementally charge more for services built upon these basics. Even other services will be charged for completely separately.

**I do solemnly affirm, under the penalties of perjury, that the foregoing written statements were drafted on or before June 25<sup>th</sup>, 1999 (Twenty-Fifth day of June, Nineteen Hundred and Ninety Nine).**

\_\_\_\_\_  
Babak Ernest Arfaa

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Witness

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Notary

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Witness

dirlist.txt

Volume in drive A has no label.  
Volume Serial Number is 0000-0000

Directory of A:\

06/25/1999	11:04 AM	18,192	e.HLUV.notaryletter.wpd
08/31/1999	06:59 PM	254,263	e.HLUV.business.or.product.outline.wpd
05/06/2008	10:18 PM	302,080	e.HLUV.business.or.product.outline.doc
05/06/2008	10:18 PM	30,720	e.HLUV.notaryletter.doc
	4 File(s)	605,255	bytes
	0 Dir(s)	851,968	bytes free